



OCKET NO. 9545-013-27

#33
D 3 and
6/15 104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Aaron ABBOTT, et al.

ART UNIT: 2142

SERIAL NO.: 09/220,724

EXAMINER: Beatriz Prieto

FILING DATE: December 24, 1998

FOR: METHOD AND APPARATUS FOR HIERARCHICAL SOFTWARE
DISTRIBUTION PACKAGES

NOTICE OF APPEAL

RECEIVED

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

MAY 28 2004

Technology Center 2100

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated November 25, 2003.

The items checked below are appropriate:

- A Request for Extension of Time Under 37 C.F.R. 1.136 was filed for two months on April 26, 2004.
- A timely response to the final rejection was filed on April 26, 2004.
- A Request for Extension of Time for filing the Notice of Appeal is attached.

Fee: \$330.00 (large entity) \$165.00 (Applicant claims small entity status.)

- Is enclosed.
- Please charge Deposit Account No. 50-1442 (an additional copy of this Notice is enclosed).
- Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 50-1442. A duplicate copy of this Notice is enclosed.
- If this Notice is not considered timely by the U.S. Patent and Trademark Office, then a request is hereby made under 37 C.F.R. 1.136, and any additional fees required for any necessary extension of time may be charged to Deposit Account No. 50-1442. A duplicate copy of this Notice is enclosed.

Respectfully submitted,

PIPER RUDNICK LLP


Steven B. Kelber
Registration No. 30,073
Attorney of Record

Lisa K. Norton
Registration No. 44,977

1200 Nineteenth Street, N.W.
Washington, D.C. 20036-2412
Telephone No. (202) 861-3900
Facsimile No. (202) 223-2085

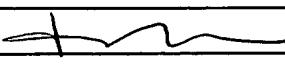


FEE TRANSMITTAL

Docket No.	9545-013-27
Serial No.	09/220,724
Filing Date	December 24, 1998
Inventor(s)	Aaron ABBOTT, et al.
Group Art Unit	2142
TOTAL AMOUNT OF PAYMENT	\$860.00
Examiner	Beatriz Prieto

RECEIVED

1. <input type="checkbox"/> Applicant claims small entity status. ■ Charge any UNDERPAYMENT or credit any OVERPAYMENT in the indicated fees to Deposit Account No. 50-1442. <input type="checkbox"/> Charge the indicated fees to Deposit Account No. 50-1442.								FEE CALCULATION (continued) MAY 28 2004							
								3. ADDITIONAL FEES Technology Center 2100							
								Large Entity		Small Entity		Fee Description			
2. ■ Check enclosed.								Fee Code	Fee (\$)	Fee Code	Fee (\$)		Fee Paid		
FEE CALCULATION								1051	130	2051	65	Surcharge-late filing fee or oath			
1. BASIC FILING FEE								1052	50	2052	25	Surcharge-late provisional filing fee or cover sheet			
Large Entity		Small Entity		Fee Description				1053	130	1053	130	Non-English Specification			
Fee Code	Fee (\$)	Fee Code	Fee (\$)					Fee Paid	1251	110	2251	55	1-mo. ext. of time		
1001	770	2001	385	Utility filing fee					1252	420	2252	210	2-mo. ext. of time		
1002	340	2002	170	Design filing fee					1253	950	2253	475	3-mo. ext. of time		
1003	520	2003	260	Plant filing fee					1254	1480	2254	740	4-mo. ext. of time		
1004	770	2004	385	Reissue filing fee					1255	2010	2255	1005	5-mo. ext. of time		
1005	160	2005	80	Provisional filing fee					1401	330	2401	165	Notice of Appeal		
SUBTOTAL (1)								\$0.00	1402	330	2402	165	Appeal Brief		
2. EXTRA CLAIM FEES								1403	290	2403	145	Request for Oral Hearing			
tot. claims		-	20*	=	0	x	\$18	=	0	1501	1330	2501	665	Utility/Reissue Issue Fee	
ind. claims		-	3*	=	0	x	\$86	=	0	1502	480	2502	240	Design Issue Fee	
<input type="checkbox"/>	Multiple Dependent Claims							\$290	=	1504	300	1504	300	Publication Fee	
Large Entity		Small Entity		Fee Description				8001	3	8001	3	Advance Copy of Patent			
Fee Code	Fee (\$)	Fee Code	Fee (\$)					1460	130	1460	130	Petitions to the Commissioner			
1202	18	2202	9	Claims in excess of 20				1806	180	1806	180	IDS Submission			
1201	86	2201	43	Independent claims in excess of 3				8021	40	8021	40	Assignment recordation			
1203	290	2203	145	Multiple dependent claim, if not paid				1801	770	2801	385	For Filing RCE			
1204	84	2204	43	*Reissue independent claims over original patent				1814	110	2814	55	Terminal Disclaimer			
1205	18	2205	9	*Reissue claims in excess of 20 and over original patent				OTHER (indicate below):							
SUBTOTAL (2)								\$0.00							
* or number previously paid, if greater; For Reissues, see above														SUBTOTAL (3)	\$860.00

Name	Steven B. Kelber	Registration No.		30,073	
Signature		Date	5/25/2004	Telephone	202-861-3900
Name	Lisa K. Norton	Registration No.		44,977	